

The Honorable Robert S. Lasnik

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**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE**

THE COALITION TO PROTECT PUGET  
SOUND HABITAT,  
Plaintiff,  
v.  
U.S. ARMY CORPS OF ENGINEERS, *ET*  
*AL.*,  
Defendants,  
and  
TAYLOR SHELLFISH COMPANY, INC.,  
Defendant-Intervenor.

No.: 2:16-CV-00950-RSL

**DECLARATION OF LAURA HENDRICKS  
IN SUPPORT OF COALITION MOTION  
FOR ATTORNEY FEES AND EXPENSES**

1 CENTER FOR FOOD SAFETY,  
2 Plaintiff,  
3 v.  
4 U.S. ARMY CORPS OF ENGINEERS, *ET*  
5 *AL.*,  
6 Defendants,  
7 and  
8  
9 PACIFIC COAST SHELLFISH GROWERS  
10 ASSOCIATION.  
11  
12 Defendant-Intervenor.

No.: 2:17-CV-01209-RSL

13 I, Laura Hendricks, declare:

- 14 1. I am over 18 years old, and I have not been declared incompetent or of unsound  
15 mind by any court. I make this Declaration based on personal knowledge.
- 16 2. As noted in my April 2018 Standing Declaration I live in Pierce County,  
17 Washington, and I have a Masters of Business Administration in International  
18 Finance. I am also a Certified Public Accountant (CPA) and I have worked for  
19 over 30 years in Financial Consulting and Financial Analysis.
- 20 3. I am currently the Executive Director of the Coalition to Protect Puget Sound  
21 Habitat (CPPSH). I am the primary person who prepared the Coalition's  
22 comments for the Nationwide Permit 48 ("NWP 48") authorizations.
- 23 4. I outlined already, in my Standing Declaration, my extensive on the ground (or on  
24 the water) experience with Shellfish Aquaculture in Puget Sound.
- 25 5. CPPSH is a 501(c)(3) organization under the Internal Revenue Code, with an  
26 individual net worth of far less than \$7,000,000.

- 1 6. At the time the suit was filed, throughout its pendency, and currently CPPSH has  
2 never had any employees.
- 3 7. CPPSH searched for potential attorneys to bring this case. CPPSH was unable  
4 to find any suitable counsel who would take this case at the EAJA low hourly  
5 rate. Nor could CPPSH have afforded to pay the full cost of hiring attorneys to  
6 pursue this case.
- 7 8. CPPSH sought attorneys with extensive experience, skill, and understanding of  
8 nearshore habitat, aquatic ecosystems, and the applicable federal environmental  
9 law. Mr. Anuta, and then later Mr. Tienson, and Mr. Sargetakis, were the only  
10 attorneys found by CPPSH that had such expertise who were willing to take on a  
11 case of this size and complexity. It was particularly helpful to have all three  
12 attorneys to assist, as at times one of the other of them had other matters to  
13 attend to, but because the other counsel were up to speed on the matter we had  
14 prompt communication and advice at each stage of the case. The skills,  
15 experience and work provided by Mr. Anuta, Mr. Tienson, and Mr. Sargetakis  
16 were crucial to the success of this litigation. Had they not worked so hard to lay a  
17 proper foundation for bringing this case, we would not have been able to get  
18 NWP 48 vacated. Their careful advice and assistance was a key component of  
19 our success in this matter.
- 20 9. The attorneys were, throughout the case, careful to keep us fully apprised of all  
21 our options and of the next steps. Their careful counsel and advice was  
22 invaluable. Without it we would not have been able to work so effectively on  
23 behalf of our members to try to protect the critical resources of Puget Sound and  
24 the waters of the State of Washington that were at issue in the case.

1  
2 I declare under penalty of perjury under the laws of the state of Washington and  
3 pursuant to 28 U.S.C. § 1746, that the foregoing is true and correct.

4 Executed on this 19<sup>th</sup> day of Sept 2020, at Big Lake, Washington.

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28 LAURA HENDRICKS

1 **CERTIFICATE OF SERVICE**

2 I hereby certify that on September 18, 2020 I electronically filed this  
3 DECLARATION OF LAURA HENDRICKS IN SURPपोर्ट OF COALITION MOTION  
4 FOR AN AWARD OF FEES AND EXPENSES with the Clerk of the Court using the  
5 CM/ECF system which will send notification of such filing on the following:

6  
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16 Dated this 18<sup>th</sup> day of September 2020.

17 LAW OFFICE OF KARL G. ANUTA, P.C.

18 /s/ Karl G. Anuta  
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